

Belersdorf 758-HCL
6713-St-bb#9
MP
4/25/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : LANZENDÖRFER et al.

SERIAL NO. : 10/025,065

FILED : 19 December 2001

FOR : O/W EMULSIONS CONTAINING ONE OR MORE AMMONIUM
ACRYLOYLDIMETHYLAURATE/VINYLPYRROLIDONE
COPOLYMERS

ART UNIT : 1617

EXAMINER : Shaojia A. Jiang, Ph.D.

16 January 2003

Hon. Commissioner of Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

SIR:

Pursuant to 37 CFR §§ 1.56, 1.97 and 1.98, Applicants respectfully request that the Examiner consider the references listed on the attached Form PTO-1449.

1. Timeliness, Fees and Certifications in lieu of Fees

A. This information disclosure statement is being filed within three months of the filing date of the application, or within three months of entry into the national stage, or before the mailing of a first Office Action on the merits. Pursuant to 37 CFR § 1.97(b), consideration of this information disclosure statement does not require a fee or a statement under 37 CFR § 1.97(e). However, should the Assistant Commissioner determine that a fee is, in fact, due, the Assistant Commissioner is hereby authorized to charge the fee to Deposit Account No. 14-1263.

B. This information disclosure statement is being filed after the period in A above, but before the mailing of either a final action or a notice of allowance. Pursuant to 37 CFR § 1.97(c), consideration of this information disclosure statement requires a fee or a statement under 37 CFR § 1.97(e):

1. The Assistant Commissioner is hereby authorized to charge the fee set forth in 37 CFR § 1.17(p) to Deposit Account No. 14-1263.
2. Applicants hereby state that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Beiersdorf 758-HCL
6713-St-bb

3. Applicants hereby state that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 CFR § 1.56 more than three months prior to the filing of this information disclosure statement.

- ☐ C. This information disclosure statement is being filed after the period specified in B above, but on or before the payment of the issue fee. Pursuant to 37 CFR § 1.97(d), consideration of this information disclosure statement requires a petition, which Applicants hereby request, and payment of the petition fee, which is set forth in 37 CFR § 1.17(i), and which the Assistant Commissioner is hereby authorized to charge to Deposit Account No. 14-1263. Consideration of this information disclosure statement also requires a statement under 37 CFR § 1.97(e):

1. Applicants hereby state that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.
2. Applicants hereby state that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 CFR § 1.56 more than three months prior to the filing of this information disclosure statement.

II. Copies of Listed References

- ☒ A. Copies of all references listed on the attached Form PTO-1449 are being supplied.
- ☐ B. Copies of all references listed on the attached Form PTO-1449 have already been supplied during the prosecution of prior application Serial No. _____, filed _____, from which the present application claims priority pursuant to 35 USC § 120. Therefore, pursuant to 37 CFR § 1.98(d), copies of the references listed on the attached Form PTO-1449 are not now being supplied.
- ☐ C. This application is a PCT national stage application, all references listed on the attached Form PTO-1449 were cited in the international search report, and PCT/DO/EO/903 indicates that both the international search report and the copies of the references listed on the attached Form PTO-1449 are in this national stage file. Therefore, copies of the references listed on the attached Form PTO-1449 are not now being supplied.

III. Concise Statement of Relevance

Beiersdorf 758-HCL
6713-St-bb

- ☐ A. All references listed on the attached Form PTO-1449 are in the English language, and, therefore, a concise statement of relevance is not required.
- ☒ B. A concise statement of the relevance of all references listed on the attached Form PTO-1449 that are *not in the English language*, is being provided on a separate sheet.
- ☐ C. All references listed on the attached Form PTO-1449 were cited in the search report issued by the _____ Patent Office, and an English-language version of that search report, which indicates the degree of relevance found by that Patent Office, is attached.
- ☐ D. This application is a PCT national stage application, all references listed on the attached Form PTO-1449 were cited in the international search report, and a copy of that search report, which indicates the degree of relevance found by the International Search Authority, is attached.
- ☐ E. All listed on the attached Form PTO 1449 were cited during the prosecution of the prior application indicated above under II.B.

IV. Additional Information

- ☐ A. In addition to the references listed on the attached Form PTO-1449, Applicants wish to bring to the attention of the Examiner the following abandoned or co-pending U.S. patent applications:
- [Pursuant to 37 CFR § 1.98(a)(2)(iii), copies of these applications are not being submitted.]
- ☐ B. In addition of the references listed on the attached Form PTO-1449, Applicants wish to bring to the attention of the Examiner the information provided on the attached sheet.

Consideration of the foregoing in relation to this application is respectfully requested.

Respectfully submitted,

NORRIS MCLAUGHLIN & MARCUS, P.A.

By: Howard C. Lee
Howard C. Lee
Reg. No. 48,104

220 East 42nd Street
30th Floor
New York, New York 10017
(212) 808-0700

Beiersdorf 758-HCL
6713-St-bb**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the foregoing Information Disclosure Statement and the accompanying Concise Statement of Relevance of Non-English References, Additional Information, Form PTO-1449 (1 sheet) and 14 references are being facsimile transmitted to the United States Patent and Trademark Office on the date indicated below:

Date: 16 January 2003

By: 

Vilma I. Fernandez

Beiersdorf 758-HCL
6713-St-bb**Concise Statement of Relevance of Non-English References:**

- EP 1 106 169: U.S. Publication 2001-0005737 (previously considered by the examiner) is an English language equivalent
- EP 1 116 733: U.S. Publication 2001-0029287 (previously considered by the examiner) is an English language equivalent.
- EP 1 069 142: An English language abstract has been provided.
- DE 198 20 109: An English language abstract has been provided.
- DE 198 15 461: An English language abstract has been provided.
- DE 197 10 874: An English language abstract has been provided.
- DE 197 02 156: An English language abstract has been provided.
- DE 195 31 145: U.S. Patent 5,690,924 is an English language equivalent.
- DE 43 15 405: An English language abstract from WO 94/26235 which is an equivalent of DE 43 15 405.
- EP 628 304: An English language abstract has been provided.
- EP 274 086: An English language abstract has been provided.
- DE 198 33 516: An English language abstract has been provided.
- DE 198 55 097: U.S. Patent 6,328,950 is an English language equivalent.